

Department of Permits Approvals and Inspections
111 West Chesapeake Avenue
Towson, Maryland 21204
Baltimore County, Maryland

In the Matter of

Civil Citation No. 86923

Sharon E Wilson
Robert Lee Wilson

3525 Kings Point Road

Respondents

FINDINGS OF FACT AND CONCLUSIONS OF LAW
FINAL ORDER OF THE ADMINISTRATIVE LAW JUDGE

This matter came before the Administrative Law Judge on February 16, 2011 for a Hearing on a citation for violations under the Baltimore County Zoning Regulations (BCZR) section 101, 102.1, 1B01.1, 428, failure to cease the illegal outside storage of unlicensed motor vehicle(s) on residential property.

On January 14, 2011, pursuant to § 3-6-205, Baltimore County Code, Inspector Jason Seidelman issued a Code Enforcement & Inspections Citation. The citation was sent to the Respondent by 1st class mail to the last known address listed in the Maryland State Tax Assessment files.

The citation proposed a civil penalty of \$2,000.00 (two thousand dollars).

The following persons appeared for the Hearing and testified: Robert Wilson, Respondent and, Jason Seidelman, Baltimore County Code Enforcement Officer.

Testimony revealed that pursuant to a complaint, the Inspector visited the property on 11/17/10, saw an unlicensed silver motor vehicle on the premises and issued a 30 day correction notice. On re-inspection, 1/3/11, the original car was gone but another untagged vehicle had taken its place. A further 15 day correction notice was issued. Inspection on 1/24/11 showed the situation unchanged and a citation was issued, mailed and posted. On 2/11/11 a pre-hearing inspection revealed dealers tags on the vehicle. The Respondent admitted a number of prior instances concerning untagged vehicles on his property and admitted working for a car dealer in Baltimore City. He testified that he uses dealer tags on various vehicles and, from time to time removes them.

Having heard the testimony and evidence presented at the hearing:

IT IS ORDERED by the Administrative Law Judge that a civil penalty be imposed in the amount of \$2,000.00 (two thousand dollars).

IT IS FURTHER ORDERED that \$1,900.00 of the \$2,000.00 civil penalty be suspended, with an immediate \$100.00 fine imposed at this time.

IT IS FURTHER ORDERED that the remaining \$1,900.00 will be imposed if the property is not brought into immediate compliance.

IT IS FURTHER ORDERED that the remaining \$1,900.00 will be imposed if there is a subsequent finding against the Respondent for the same violation.

IT IS FURTHER ORDERED that if not paid within thirty days of billing, the civil penalty AND any expenses incurred by Baltimore County, as authorized above, shall be imposed and placed as a lien upon the property.

IT IS FURTHER ORDERED that the County inspect the property to determine whether the violations have been corrected.

ORDERED this 25th day of March 2011

Signed: ORIGINAL SIGNED
Lawrence M. Stahl
Administrative Law Judge

NOTICE TO RESPONDENT: The Respondent is advised that pursuant to §3-6-301(a) of the Baltimore County Code, the Respondent may appeal this order to the Baltimore County Board of Appeals within fifteen (15) days from the date of this order; any such appeal requires the filing of a petition setting forth the grounds for appeal, payment of a filing fee of \$150 and the posting of security to satisfy the penalty assessed.